

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CORLIS VERNON,

CASE NO. 2:23-cv-1180

Plaintiff,

MINUTE ORDER

V.

CLOSETS BY DESIGN INC. and CBD FRANCHISING INC.,

Defendants.

The following Minute Order is made by direction of the Court, the Honorable Jamal N. Whitehead, United States District Judge:

On August 7, 2023, Plaintiff Corlis Vernon filed a complaint against Defendants Closets by Design, Inc. and Home Organizers Inc. Dkt. No. 1. Closets by Design, Inc. and Home Organizers Inc. moved to dismiss Vernon's complaint on September 8, 2023. Dkt. No. 8. In lieu of responding, Vernon voluntarily dismissed his complaint without prejudice with respect to Home Organizers Inc. Dkt. No. 15. Vernon also filed an amended complaint, this time against Closets by Design, Inc. and CBD Franchising, Inc. Dkt. No. 16.

1 As a general rule, “an amended complaint supercedes the original complaint
2 and renders it without legal effect.” *Lacey v. Maricopa Cnty.*, 693 F.3d 896, 927 (9th
3 Cir. 2012). “Courts often apply this rule to motions to dismiss a complaint that has
4 since been superseded and deny such motions as moot.” *Dahlstrom v. Life Care
5 Centers of Am., Inc.*, No. 2:21-CV-01465-JHC, 2022 WL 7631419, at *1 (W.D. Wash.
6 Oct. 13, 2022) (quoting *Bisson v. Bank of Am., N.A.*, No. C12-0995JLR, 2012 WL
7 5866309, at *1 (W.D. Wash. Nov. 16, 2012)). Accordingly, Vernon’s amended
8 complaint, Dkt. No. 16, is the operative pleading in this case and Closets by Design,
9 Inc. and Home Organizers Inc.’s motion to dismiss, Dkt. No. 8, is moot.

10 Thus, the Court STRIKES Closets by Design, Inc. and Home Organizers
11 Inc.’s, motion to dismiss, Dkt. No. 8. Instead, the Court will consider Closets by
12 Design and Defendant CBD Franchising, Inc.’s motion to dismiss Vernon’s amended
13 complaint. Dkt. No. 27.

14 Dated this 22nd day of November 2023.

15 Ravi Subramanian

16 Clerk

17 /s/ Kathleen Albert

18 Deputy Clerk